

RESOLUTION NO. RS2019-1658

A resolution accepting a Hazard Mitigation Grant from the State of Tennessee, Department of Military, Tennessee Emergency Management Agency, to The Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services, and authorizing the acquisition and removal of two houses located in the Whites Creek floodway and floodplain in Davidson County (Proposal No. 2019M-013PR-001).

WHEREAS, the Metropolitan Council previously enacted Ordinance BL2010-765 which authorized the Department of Water and Sewerage Services to apply for federal and state funds to acquire interests in and demolish flood-damaged properties pursuant to a hazard mitigation grant program, upon approval of a resolution by the Metropolitan Council receiving at least twenty-one affirmative votes, which identifies the specific parcels to be acquired and the maximum price to be paid for each parcel; and,

WHEREAS, the State of Tennessee, Department of Military, Tennessee Emergency Management Agency, has awarded a Hazard Mitigation Grant in an amount not to exceed \$297,307.50 and a required cash match of \$42,472.50 for the acquisition and removal of two houses located in the Whites Creek floodway and floodplain in Davidson County; and,

WHEREAS, The Metropolitan Planning Commission approved mandatory referral No. 2019M-013PR-001 on March 1, 2019, for acquisition of the properties; and,

WHEREAS, it is to the benefit of the citizens of The Metropolitan Government of Nashville and Davidson County that this grant be accepted and that the Department of Water and Sewerage Services be authorized to acquire and demolish the properties located at 3859 Crouch Drive and 4343 Eaton's Creek Road as specified in the grant and as shown in Exhibit 2.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE METROPOLITAN GOVERNMENT OF NASHVILLE AND DAVIDSON COUNTY:

Section 1. That the grant by and between the State of Tennessee, Department of Military, Tennessee Emergency Management Agency, in an amount not to exceed \$297,307.50 and a required cash match of \$42,472.50, to The Metropolitan Government of Nashville and Davidson County, acting by and through the Department of Water and Sewerage Services, to acquire and remove two houses located in the Whites Creek floodway and floodplain in Davidson County, a copy of which grant Contract is attached hereto as Exhibit 1 and incorporated herein, is hereby approved, and that the Director of Water and Sewerage Services is authorized to execute the same.

Section 2. That, notwithstanding the provisions of Section 2.24.250.F of the Metropolitan Code to the contrary, Department of Water and Sewerage Services is hereby authorized to acquire interests in the real property identified in the grant Contract and as shown and described in Exhibit 2, attached hereto and incorporated herein, and to execute all other necessary actions pursuant to the hazard mitigation grant program using federal and/or state grant funds received by the Metropolitan Government for such purpose.

Section 3. That the amount of this grant be appropriated to the Department of Water and Sewerage Services based on the revenues estimated to be received and any match to be applied.

Section 4. That this resolution shall take effect from and after its adoption, the welfare of the Metropolitan Government of Nashville and Davidson County requiring it.

RECOMMENDED BY:

INTRODUCED BY:

Scott A. Potter, Director
Water and Sewerage Services

Council Member(s)

APPROVED AS TO THE
AVAILABILITY OF FUNDS:
Fund No. 37039
BU 65801200
Amount: \$42,472.50

Talia Lomax-O'dneal, Director
Department of Finance

APPROVED AS TO FORM
AND LEGALITY:

Assistant Metropolitan Attorney